

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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BORISLAV ROGOVOY, : 02 CV 5362 (ARR)  
Plaintiff, :  
against- : NOT FOR  
UNITED STATES OF AMERICA, : PUBLICATION  
Defendant. X : OPINION AND ORDER  
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ROSS, United States District Judge:

I have received the Report and Recommendation on the instant case dated April 6, 2005 from the Honorable Steven M. Gold, United States Magistrate Judge. No objection has been made to Magistrate Judge Gold's report. Having conducted a de novo review of the record, I hereby adopt the Report and Recommendation as the opinion of the court pursuant to 28 U.S.C. § 636(b)(1). Accordingly, the court dismisses the instant action.

The Clerk of the Court is directed to enter judgment accordingly.

SO ORDERED.

Allyne R. Ross  
United States District Judge

Dated: April 28, 2005  
Brooklyn, New York

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cc: **Magistrate Judge Steven M. Gold**